IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.M.JOSEPH

FRIDAY, THE 3RD AUGUST 2007 / 12TH SRAVANA 1929

WP(C).No. 25983 of 2005(R)

PETITIONER:

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1. P.S.THRIVIKRAMAN, GENERAL MANAGER,
   KOTTAYAM CO-OPERATIVE URBAN BANK LTD.,
   NO.421, THIRUNAKKARA, KOTTAYAM.

2. E.V.RAMACHANDRAN NAIR,
   SECRETARY, TRAVANCORE CEMENTS EMPLOYEES CO-OP.
   BANK, NATTAKOM, KOTTAYAM.

BY ADV. SRI.V.K.SUNIL

RESPONDENTS:

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1. THE STATE OF KERALA,
   REP. BY ITS SECRETARY, DEPARTMENT OF CO-OPERATION,
   GOVERNMENT SECRETARIAT,
   THIRUVANANTHAPURAM.

2. THE KERALA STATE CO-OPERATIVE
   EMPLOYEES PENSION BOARD,
   REP. BY ITS SECRETARY, KALA NIVAS,
   TC NO.27/156, NEAR AYURVEDA COLLEGE,
   THIRUVANANTHAPURAM.

3. THE KOTTAYAM CO-OPERATIVE URBAN BANK
   LIMITED,
   THIRUNAKKARA, KOTTAYAM, REP. BY ITS PRESIDENT.

4. THE TRAVANCORE CEMENTS EMPLOYEES
   CO-OPERATIVE BANK LTD.,
   NATTAKOM, KOTTAYAM,
   REP. BY ITS PRESIDENT.

BY ADV. SRI.T.R.HARIKUMAR, SC,KSCEPB
SRI.P.RAVINDRA BABU
SRI.AJEY THOMAS
GOVT. PLEADER SRI.P.K.RAVIKRISHNAN

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 03/08/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

K.M.JOSEPH, J.

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W.P.(C).No. 25983 OF 2005

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Dated this the 3rd day of August, 2007

JUDGMENT

Today, when the matter came up, it is submitted that in view of the subsequent development in the form of government order passed and Ext.R4(b) judgment passed by this court, case of the petitioners can also be governed by Ext.R4(b).

In view of Ext.R4(b), the writ petition is disposed of as follows:

> (1) The petitioners shall submit the application for pension in the prescribed form along with a copy of this judgment, before the third respondent and fourth respondent without delay.
>
> (2) Upon receipt of that applications the third and fourth respondent shall process the same and forward it to the second respondent through the Joint Registrar.
>
> (3) Upon receipt of that applications, the Pension Board shall inform the petitioners, the third respondent and the fourth respondent, the

amount the petitioners have to pay for getting pension.

(4) On receipt of that intimation, the petitioners shall pay the amount demanded to the third respondent and fourth respondent which in turn shall forward the said amount to the second respondent.

(5) Upon receipt of the amounts from the petitioners, the second respondent shall pay the pension due to the petitioners including arrears, if any, within two months.

It is made clear that if there is any dispute regarding the amount demanded, the petitioners may pay the amount under protest and work out their remedy against the same before the appropriate forum.

(K.M.JOSEPH, JUDGE)

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